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PATENT  
ATTORNEY DOCKET NO. 07333/022002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Sankaram *et al.* Art Unit: 1644  
Serial No.: 09/045,236 Examiner:  
Filed: 3/20/98  
Title: MULTIVESICULAR LIPOSOMES WITH CONTROLLED RELEASE OF  
ENCAPSULATED BIOLOGICALLY ACTIVE SUBSTANCES

Assistant Commissioner for Patents  
Washington, DC 20231

RECEIVED

Attention: Box Missing Part

MAY 2 1998

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**and REQUEST FOR REFUND**

Responsive to the Notice to File Missing Parts of Application under 37 CFR 1.53(d) mailed April 29, 1998 (a copy of which is enclosed), Applicant as a **small** entity responds as follows:

As set forth in Applicant's transmittal letter filed March 20, 1998, this application is entitled to small entity status. Small entity status established in a previous application is still proper. Payment of the basic filing fee as a small entity of \$395.00 has already been made; payment of the additional claims fee of \$154 (for 14 dependent claims over 20) has already been made, for a total payment of \$549 in fees due. Applicants tendered their check in the total sum of \$684 (copy attached), and therefore are due a credit of \$135.

Applicants submit a copy of the Combined Declaration and Power of Attorney filed in U.S. Patent Application Serial No. 08/473,013, in compliance with 37 CFR 1.63. As set forth in Applicant's transmittal letter filed March 20, 1998, this application is a divisional (and claims the benefit of priority under 35 USC §120) of copending U.S. Application Serial No. 08/898,017, filed July 21, 1997, which is a continuation of U.S. Patent Application Serial No. 08/473,013, filed June

Date of Deposit 5/12/98  
I hereby certify under 37 CFR 1.8(a) that this correspondence is  
being deposited with the United States Postal Service as **first class**  
**mail** with sufficient postage on the date indicated above and is  
addressed to the Assistant Commissioner for Patents, Washington,  
D.C. 20231.

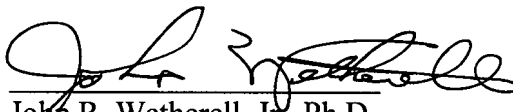
6, 1995, now abandoned, which is a continuation-in-part of U.S. Patent Application Serial No. 08/155,657 filed November 16, 1993, now abandoned. No new Combined Declaration and Power of Attorney is required.

Applicants request that the credit of \$135 due Applicants for overpayment of the filing fees be debited against any payment of the surcharge of \$65.00 for late filing of the declaration.

It is understood that this perfects the application and no additional papers or filing fees are required. If there are any other charges, or any credits, please apply them to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 5/7/98

  
John R. Wetherell, Jr., Ph.D.  
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PAY six hundred eighty-four DOLLARS

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PATENT

ATTORNEY DOCKET NO.: 07333/022002

The Patent and Trademark Office date stamp sets forth the receipt date (or both the receipt date and the Serial Number) of a patent application identified as follows:

Applicant: Sankaram  
Title: Multivesicular Liposomes with Controlled Release of Encapsulated Biologically Active Substances

- ☒ Transmittal Letter
- ☒ Appl. 15 Pages of Spec. 5 Pages of Claims 34 Total Claims 1 Pages of Abstract
- ☐ Rule 62 Filing Request (FWC)      Pages
- ☐ Assignment
- ☐ Deposit Account Order Form (2 copies)
- ☒ Check \$ 684.00
- ☐ Small Entity Statement
- ☒ Drawings      Sheets Formal 1 Sheets Informal
- ☐ Combined Declaration and Power of Attorney      signed      unsigned
- ☐ Preliminary Amendment -      Pages
- ☐ Information Disclosure Statement
  - ☐ PTO 1449 Form -      Pages
  - ☐ Prior Art References - Number of References
- ☐ Priority Document -      Pages
- ☐ English Translation
- ☒ Other Cover Sheet

EMI 53706328US

Atty/Sec. Initials JX/KSL Client/Matter Name DepoTech Date 3/20/98